



R. Kent
9/25/02
#7/Request
Recons.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : FREDY SCHEIFELE

Docket No.: 01-110

Serial No.: 09/759,735

Examiner : J. M. Moy

Filed : January 16, 2001

Art Unit : 3727

For : MULTI-CHAMBER TUBE WITH
PARTITION OF ENHANCED STIFFNESS

900 Chapel Street
Suite 1201
New Haven, CT 06510-2802

REQUEST FOR RECONSIDERATION

Hon. Commissioner of Patents and Trademarks
United States Patent and Trademark Office
Washington, D.C. 20231

Dear Sir:

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SEP 23 2002

In response to U.S. Patent and Trademark Office Action dated March 13, 2002, having a shortened statutory period for response set to expire June 13, 2002, having been extended for three months so as to expire on September 13, 2002, Applicant respectfully requests the Examiner to reconsider his rejections for the reasons set forth hereinbelow.

The Examiner rejected previously submitted claims 1-9 under 35 U.S.C. 102 as being anticipated by U.S. Patent 5,900,086. In support of his rejection the Examiner states that "Keller shows the partition having a thickness greater than the sidewall. Such greater thickness would create the partition having a greater stiffness than the body." Applicant respectfully

submits that the Examiner is in error. The Examiner fails to set forth where the '086 patent shows a partition having a greater thickness than the sidewall. Contrary to the Examiner's assertion, the '086 patent clearly and unequivocally sets forth that the dividing wall 7 is of a thickness less than the thickness of the tubular body 1. At this regard the Examiner's attention is drawn to column 3 lines 4-13 of the '086 patent. Accordingly, it is respectfully submitted that the Examiner's objection is in error and should be withdrawn.

An earnest and thorough attempt has been made by the undersigned to resolve the outstanding issues in this case and place same in condition for allowance. If the Examiner has any questions or feels that a telephone or personal interview would be helpful in resolving any outstanding issues which remain in this application after consideration of this amendment, the Examiner is courteously invited to telephone the undersigned and the same would be gratefully appreciated.

It is submitted that the claims as amended herein patentably define over the art relied on by the Examiner and early allowance of same is courteously solicited.


If any fees are required in connection with this case, it is respectfully requested that they be charged to Deposit Account No. 02-0184.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commission of Patents and Trademarks, Washington, D.C. 20591 on September 10, 2002 (Date of Deposit)
Rachel Piscitelli
Name and Reg. No. of Attorney
Rachel Piscitelli
Signature
September 10, 2002
Date of Signature

Respectfully submitted,

FREDY SCHEIFELE

By


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Date: September 10, 2002